## CRAVATH, SWAINE & MOORE LLP

ALLEN FINKEISON STUART W. GOLD JOHN W. WHITE EVAN R. CHESLER MICHAEL L. SCHLER RICHARD LEVIN KRIS F. HEINZELMAN B. ROBBINS KIESSLING ROGER D. TURNER PHILIP A. GELSTON RORY O. MILLSON RICHARD W. CLARY WILLIAM P. ROGERS, JR. JAMES D. COOPER STEPHEN L. GORDON DANIEL L. MOSLEY PETER S. WILSON JAMES C. VARDELL III ROBERT H. BARON KEVIN J. GREHAN STEPHEN S. MADSEN C. ALLEN PARKER MARC S. ROSENBERG

SUSAN WEBSTER DAVID MERCADO ROWAN D. WILSON CHRISTINE A. VARNEY PETER T. BARBUR THOMAS G. RAFFERTY MICHAEL S. GOLDMAN RICHARD HALL JULIE A. NORTH ANDREW W. NEEDHAM STEPHEN L. BURNS KEITH R. HUMMEL DANIEL SLIFKIN JEFFREY A. SMITH ROBERT I. TOWNSEND. III WILLIAM J. WHELAN, III SCOTT A. BARSHAY PHILIP J. BOECKMAN ROGER G. BROOKS WILLIAM V. FOGG FAIZA J. SAEED RICHARD J. STARK

Worldwide Plaza 825 Eighth Avenue New York, NY 10019-7475

> TELEPHONE: (212) 474-1000 FACSIMILE: (212) 474-3700

> > CITYPOINT
> > ONE ROPEMAKER STREET
> > LONDON ECZY 9HR
> > TELEPHONE: 44-20-7453-1000
> > FACSIMILE: 44-20-7860-1150

WRITER'S DIRECT DIAL NUMBER

(212) 474-1059

THOMAS E. DUNN MARK I. GREENE SARKIS JEBEJIAN DAVID R. MARRIOTT MICHAEL A. PASKIN ANDREW J. PITTS MICHAEL T. REYNOLDS ANTONY L. RYAN GEORGE E. ZOBITZ GEORGE A. STEPHANAKIS DARIN P. MCATEE GARY A. BORNSTEIN TIMOTHY G. CAMERON KARIN A. DEMASI LIZABETHANN R. EISEN DAVID S. FINKELSTEIN DAVID GREENWALD RACHEL G. SKAISTIS PAUL H. ZUMBRO JOEL F. HEROLD ERIC W. HILFERS GEORGE F. SCHOEN ERIK R. TAVZEL

TEEMA-ANN V. SANKOORIKAL
ANDREW R. THOMPSON
DAMIEN R. ZOUBEK
LAUREN ANGELILLI
TATIANA LAPUSHCHIK
ERIC L. SCHIELE
ALYSSA K. CAPLES
JENNIFER S. CONWAY
MINH VAN NGO
KEVIN J. ORSINI
MATTHEW MORREALE

SPECIAL COUNSEL
SAMUEL C. BUTLER
GEORGE J. GILLESPIE, III

OF COUNSEL
PAUL C. SAUNDERS

November 8, 2011

## In re Merck & Co., Inc. Securities, Derivative & ERISA Litigation, No. 05-cv-2367 The Consolidated Securities Action

Dear Magistrate Judge Shipp:

We represent Defendants (other than Dr. Scolnick) in the above-referenced action. On behalf of all parties, we write with respect to the telephonic status conference scheduled for November 29, 2011 at 10:30 a.m. The scheduled time of this conference overlaps with the final approval hearing before Judge Chesler regarding the proposed settlement in the Consolidated ERISA action. Because counsel for all parties will be attending that conference, we respectfully request that Your Honor reschedule the status conference to a later time on November 29. If it would be convenient for Your Honor, the parties would be happy to attend a conference in person in the early afternoon.

Thank you for your consideration.

Respectfully submitted,

Hima SMasi

Honorable Michael A. Shipp, U.S.M.J.
United States District Court
District of New Jersey
Martin Luther King, Jr. Federal Building
& U.S. Courthouse
50 Walnut Street
Newark, NJ 07101

VIA ELECTRONIC FILING

## Copies to:

William H. Gussman, Jr., Esq. Schulte Roth & Zabel LLP 919 Third Avenue New York, NY 10022

Eric S. Parnes, Esq.
Hughes Hubbard & Reed LLP
1775 I Street, NW
Washington, DC 20006

David A.P. Brower, Esq.
Brower Piven
488 Madison Avenue, 8th Floor
New York, NY 10022

Salvatore J. Graziano, Esq.
Bernstein Litowitz Berger & Grossmann LLP
1285 Avenue of the Americas
New York, NY 10019

Mark Levine, Esq.
Stull, Stull & Brody
6 East 45th Street, 5th Floor
New York, NY 10017

Matthew A. Kupillas, Esq.
Milberg LLP
One Pennsylvania Plaza
New York, NY 10119

Paul B. Brickfield, Esq.
Brickfield & Donahue
70 Grand Avenue
River Edge, NJ 07661

James E. Cecchi, Esq.
Carella, Byrne, Bain, Gilfillan, Cecchi, Stewart & Olstein
5 Becker Farm Road
Roseland, NJ 07068

Alfred C. Decotiis, Esq.
Decotiis, Fitzpatrick, Cole & Wisler LLP
Glenpointe Centre West
500 Frank W. Burr Boulevard
Teaneck, NY 07666